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DOCKET NO: C0852/7014 JNA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert B. Chaffee  
Serial No: 09/859,706  
Confirmation No: 4125  
Filed: May 17, 2002  
For: INFLATABLE DEVICE WITH RECESSED FLUID  
CONTROLLER AND MODIFIED ADJUSTMENT DEVICE

Examiner: Saldano, Lisa M.  
Art Unit: 3673

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 22<sup>nd</sup> day of September, 2004.

09/23/2004 HALI11 00000031 09859706

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180.00 DP

Denise M. Donahue

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**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

**PART I: Compliance with 37 C.F.R. §1.97**

This Information Disclosure Statement has been filed more than three months after the filing date of this application and after the mailing date of the first Office Action, but before the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in this application.

The fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

PCT/US2002/10073 corresponds to the above-identified application. If the Examiner has not had the benefit of review of the file history of PCT/US2002/10073, then he/she is asked to contact the undersigned, who will provide a copy of same.

The applicant would also like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

| <u>Serial No.</u> | <u>Filing Date</u> | <u>Inventor(s)</u> |
|-------------------|--------------------|--------------------|
| 10/113,836        | April 1, 2002      | Robert B. Chaffee  |

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,  
*Robert B. Chaffee, Applicant*

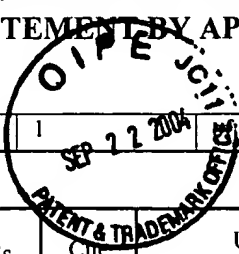
By:  \_\_\_\_\_

John N. Anastasi, Reg. No. 37,765  
LOWRIE, LANDO & ANASTASI, LLP  
Riverfront Office Park  
One Main Street  
Cambridge, Massachusetts 02142  
Tel. (617) 395-7000

Docket No. C0852/7014 JNA

Date: September 20, 2004

|  |   |                              |                                  |
|--|---|------------------------------|----------------------------------|
| FORM PTO-1449/A and B (Modified)                         |   | APPLICATION NO.: 09/859,706  | ATTY. DOCKET NO.: C0852/7014 JNA |
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b> |   | FILING DATE: May 17, 2002    | CONFIRMATION NO.: 4125           |
|  |   | APPLICANT: Robert B. Chaffee |                                  |
|  |   | GROUP ART UNIT: 3673         | EXAMINER: Saldano, Lisa M.       |
| Sheet  | 1 | 1                            | 1                                |



#### U.S. PATENT DOCUMENTS

| Examiner's<br>Initials | Cite<br>No. | U.S. Patent Document |              | Name of Patentee or Applicant of Cited<br>Document | Date of Publication or of issue<br>of Cited Document<br>MM-DD-YYYY |
|------------------------|-------------|----------------------|--------------|--|--|
|                        |             | Number               | Kind<br>Code |  |  |
|                        |             | 4,213,745            |              | Roberts  | 07-22-1980   |
|                        |             | 4,678,410            |              | Kullen   | 07-07-1987   |
|                        |             | 4,692,091            |              | Ritenour   | 09-08-1987   |
|                        |             | 5,051,060            |              | Fleischmann, et al.                                | 09-24-1991   |
|                        |             | 5,494,418            |              | Moriya, et al.                                     | 02-27-1996   |
|                        |             | 5,857,841            |              | Kobayashi, et al.                                  | 01-12-1999   |
|                        |             | 6,129,524            |              | Woollenweber, et al.                               | 10-10-2000   |
|                        |             | 6,296,459            |              | Saputo, et al.                                     | 10-02-2001   |
|                        |             | 6,565,315            |              | Bertels, et al.                                    | 05-20-2003   |
|                        |             | 6,659,737            |              | Bader, et al.                                      | 12-09-2003   |

#### FOREIGN PATENT DOCUMENTS

| Examiner's<br>Initials | Cite<br>No. | Foreign Patent Document |        |              | Name of Patentee or Applicant of Cited<br>Document<br>(not necessary) | Date of<br>Publication of<br>Cited Document<br>MM-DD-YYYY | Translation<br>(Y/N) |
|------------------------|-------------|-------------------------|--------|--------------|---|---|----------------------|
|                        |             | Office/<br>Country      | Number | Kind<br>Code |   |   |                      |
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|                        |             |                         |        |              |   |   |                      |

#### OTHER ART — NON PATENT LITERATURE DOCUMENTS

| Examiner's<br>Initials | Cite<br>No | Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item<br>(book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s),<br>publisher, city and/or country where published. | Translation<br>(Y/N) |  |
|------------------------|------------|---|----------------------|--|
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|----------|-----------------|
| EXAMINER | DATE CONSIDERED |
|----------|-----------------|

#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



Docket No.: C0852/7014 JNA

UNITED STATES PATENT AND TRADEMARK OFFICE

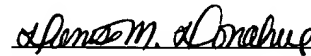
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Denise M. Donahue

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Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- ☒ [X] Information Disclosure Statement, Form PTO-1449 and Cited References
- ☒ [X] Copy of Application Serial No. 10/113,836 as filed and Claims as Pending
- ☒ [X] Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 395-7000.

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Docket No.: C0852/7014 JNA  
Page 2 of 2

A check for \$180.00 is enclosed. If the fee required differs from the amount enclosed, the Commissioner is hereby authorized to charge any underpayment to or refund any overpayment to Deposit Account No. 50/2762.

Respectfully submitted,  
*Robert B. Chaffee, Applicant*

By: 

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Date: September 20, 2004